

That case is set for bench trial on August 31, 2015 as to the issue of Respondent's claim for an accounting from Habul. United States District Judge Shelly Dick has held that the "need for further proceedings, if any, shall be determined following the outcome of the bench trial."

Having reviewed the record, the parties' arguments, and the authorities, this Court concludes that the Subpoena seeks information that may be relevant if Respondent's claim for an accounting is allowed. Accordingly, the Subpoena is premature. For this reason, SunEnergy1, LLC's "Motion to Quash Subpoena to Robert W. Taylor" (document #1) is granted without prejudice to Respondent's right to re-serve the Subpoena should she prevail on her claim for an accounting. For the same reason, Respondent's "Motion to Compel ..." (document #7) is denied without prejudice.

The parties will bear their own expenses at this time.

The Clerk is directed to send copies of this Order to counsel of record; and to the Honorable Frank D. Whitney.

SO ORDERED.

Signed: June 30, 2015

A handwritten signature in cursive script, appearing to read "D. S. Cayer", is written over a horizontal line.

David S. Cayer
United States Magistrate Judge

